

By: Villarreal

H.B. No. 1248

A BILL TO BE ENTITLED

AN ACT

relating to the provision of certain dental services to children at certain schools under the medical assistance program.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 32.024, Human Resources Code, is amended by adding Subsections (s-2) and (s-3) to read as follows:

(s-2) Notwithstanding Subsection (s)(2), a local or state governmental entity operating a mobile dental facility or portable dental unit that complies with the requirements of this subsection may provide permanent molar sealants under Subsection (r) outside a child's dental home for a child who is not accompanied by the child's parent or guardian or another adult authorized by the child's parent or guardian at a public school or open-enrollment charter school where, during the preceding school year, at least 51 percent of the students participated in the national free or reduced-price lunch program established under 42 U.S.C. Section 1751 et seq. The entity must:

(1) have written consent to provide the services from the child's parent or guardian that was given not earlier than one year preceding the date the services are provided and that has not been revoked;

(2) hold a permit to operate a mobile dental facility or portable dental unit issued by the State Board of Dental Examiners;

1 (3) provide each participant information about the
2 importance of regular dental visits and the names and contact
3 information for local dental service providers under the medical
4 assistance program; and

5 (4) provide all services at a fixed location on school
6 premises.

7 (s-3) For purposes of Subsection (s-2), "dental home" means
8 a dentist who provides preventive and primary dental care and other
9 dental services to a patient on an ongoing basis and coordinates
10 with dental specialists when dental services provided by a
11 specialist are needed.

12 SECTION 2. If before implementing any provision of this Act
13 a state agency determines that a waiver or authorization from a
14 federal agency is necessary for implementation of that provision,
15 the agency affected by the provision shall request the waiver or
16 authorization and may delay implementing that provision until the
17 waiver or authorization is granted.

18 SECTION 3. This Act takes effect September 1, 2011.